

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **William J Maze v City of Westland**

Docket No. **296519**

L.C. No. **09-008065-CZ**

Christopher M. Murray, Judge, acting under MCR 7.211(E)(2), orders:

The appellant's brief and the appellees' briefs in response are STRICKEN on the Court's own motion because the briefs address issues beyond the Court's jurisdiction to review in this appeal from the January 29, 2010, order granting plaintiff-appellant's motion for attorney fees and costs. Because the claim of appeal was not timely filed with respect to the final judgment entered on November 13, 2009, the Court lacks jurisdiction to review plaintiff-appellant's issues related to this substantive final judgment. MCR 7.204(A); *Baitinger v Brisson*, 230 Mich App 112; 583 NW2d 481 (1998). Because the claim of appeal filed on February 18, 2010, is timely only with respect to the postjudgment order awarding attorney fees and costs, the scope of the appeal is confined to a review of this separate final order as defined in MCR 7.202(6)(a)(iv). MCR 7.203(A)(1). If plaintiff-appellant files a replacement brief limited to issues related to the postjudgment order awarding attorney fees and costs within 21 days after the Clerk's certification of this order, the brief shall be considered timely filed.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**OCT 6 - 2010**

Date

*Sandra Schultz Mengel*  
Chief Clerk